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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Nehls et al. Confirmation No.: 9822
Serial No.: 09/398,253 Art Unit: 1637
Filed: September 17, 1999 Examiner: Kim, Young J.
For: NOVEL HUMAN Attorney Docket No: 8535-026-999
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THEREBY

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated July 2, 2003 of the Primary Examiner finally rejecting claims 1, 3, 4, 10 and 12 of the above-identified application.

The item(s) checked below are appropriate:

1. An extension of time for responding to the final rejection for 3 month(s):
 was filed on
 is submitted herewith.
2. A timely response to the final rejection is filed herewith.
3. A fee in the amount of \$330.00 is:
 Required.
 Not required (Fee paid in prior appeal).
4. Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of \$165.00 is:
 Required.
 Not required (Fee paid in prior appeal).

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5. Please charge the required fee, if any, to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,

Date: December 31, 2003

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By:

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